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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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47827

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EXAMINER

ADDY, THUAN KNOWLIN

ART UNIT

PAPER NUMBER

2614

MAIL DATE

DELIVERY MODE

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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/760,530	Applicant(s) POUSTCHI ET AL.	
	Examiner THJUAN K. ADDY	Art Unit 2614	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 21 January 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-59 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-59 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 26 August 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>01/21/2004; 07/12/2004; 06/21/2005</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Objections

1. Claims 10 and 11 are objected to because of the following informalities: Line 1, of claims 10 and 11, recite “A network device according to according to...” Examiner believes that “according to” is mistakenly repeated twice. Appropriate correction is required.

Specification

2. The following guidelines illustrate the preferred layout for the specification of a utility application. These guidelines are suggested for the applicant's use.

Arrangement of the Specification

3. As provided in 37 CFR 1.77(b), the specification of a utility application should include the following sections in order. Each of the lettered items should appear in upper case, without underlining or bold type, as a section heading. If no text follows the section heading, the phrase “Not Applicable” should follow the section heading:

- (a) TITLE OF THE INVENTION.
- (b) CROSS-REFERENCE TO RELATED APPLICATIONS.
- (c) STATEMENT REGARDING FEDERALLY SPONSORED RESEARCH OR DEVELOPMENT.
- (d) THE NAMES OF THE PARTIES TO A JOINT RESEARCH AGREEMENT.
- (e) INCORPORATION-BY-REFERENCE OF MATERIAL SUBMITTED ON A COMPACT DISC.
- (f) BACKGROUND OF THE INVENTION.
 - (1) Field of the Invention.
 - (2) Description of Related Art including information disclosed under 37 CFR 1.97 and 1.98.
- (g) BRIEF SUMMARY OF THE INVENTION.
- (h) BRIEF DESCRIPTION OF THE SEVERAL VIEWS OF THE DRAWING(S).
- (i) DETAILED DESCRIPTION OF THE INVENTION.
- (j) CLAIM OR CLAIMS (commencing on a separate sheet).
- (k) ABSTRACT OF THE DISCLOSURE (commencing on a separate sheet).
- (l) SEQUENCE LISTING (See MPEP § 2424 and 37 CFR 1.821-1.825. A “Sequence Listing” is required on paper if the application discloses a

nucleotide or amino acid sequence as defined in 37 CFR 1.821(a) and if the required "Sequence Listing" is not submitted as an electronic document on compact disc).

4. The disclosure is objected to because of the following informalities: The section headings, of the present invention, do not appear in upper case. Appropriate correction is required.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

5. Claims 1-59 are rejected under 35 U.S.C. 102(e) as being anticipated by Brown et al. (US Patent Application, Pub. No.: US 2003/0112956 A1).
6. In regards to claim 1, Brown discloses a network device (e.g., backup party/callee) adapted to receive an incoming call, the network device comprising: a call forwarding (e.g., transferring) function adapted to: if the incoming call was intended for an other network device (e.g., intended callee), look-up a call forwarding destination on behalf of the other network device, and respond to the incoming call with the call forwarding destination (See Abstract; pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).
7. In regards to claim 2, Brown discloses a network device, wherein the call

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forwarding function is adapted to provide call forwarding information to another network device defined as a backup for the network device (See pg. 2, paragraph [0032]).

8. In regards to claim 3, Brown discloses a network device, wherein the network device is defined as a backup network device for the other network device (See pg. 2, paragraph [0032]).

9. In regards to claim 4, Brown discloses a network device, wherein the look-up is performed locally at the network device (See pg. 2, paragraph [0033]).

10. In regards to claim 5, Brown discloses a network device, comprising a call processing module adapted to process the incoming call, the processing module comprising the call forwarding function (See pg. 3-4, paragraph [0060] – [0061]).

11. In regards to claim 6, Brown discloses a network device, comprising: a user interface adapted to receive a user input enabling call forwarding, wherein responsive to the user input the call processing module is further adapted to deliver call forwarding functionality by, while call forwarding is enabled, upon receipt of the incoming call: if the incoming call was intended for the network device, looking-up an other call forwarding destination and responding to the incoming call with the other call forwarding destination (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

12. In regards to claim 7, Brown discloses a network device, wherein upon receipt of the incoming call, the call processing module is adapted to respond to the incoming call with the call forwarding destination only if the incoming call is not answered before a timeout (See pg. 2, paragraph [0046] and pg. 10, paragraph [0152]).

13. In regards to claim 8, Brown discloses a network device, comprising an audio interface adapted to generate a ringing signal upon receipt of the incoming call, the call processing module being adapted to respond to the incoming call with the call forwarding destination only if the incoming call is not answered before a number of rings (See pg. 12, paragraph [0185] and pg. 10, paragraph [0152]).

14. In regards to claim 9, Brown discloses a network device, wherein the call forwarding destination is provided in the form of a message sent in response to the incoming call referring a network device having the call forwarding destination as a forwarder of the call (See pg. 10, paragraph [0155] and pg. 10-11, paragraph [0165]).

15. In regards to claim 10, Brown discloses a network device, wherein the call processing module is further adapted to: initiate an other call to an other network device; and responsive to receiving a first message in response to initiating the other call, the first message containing an other call forwarding destination, send a second message to a network having the other call forwarding destination to set up a connection (See pg. 2, paragraph [0046]; pg. 10, paragraph [0152]; and pg. 10-11, paragraph [0165]).

16. In regards to claim 11, Brown discloses a network device, wherein the call processing module is further adapted to: if there is no response to the first message, look-up a second other call forwarding destination and initiate a call to a network device having the second other call forwarding destination (See pg. 10, paragraph [0154]).

17. In regards to claim 12, Brown discloses a network device, wherein the network device having the second other call forwarding destination is defined as a backup

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network device for the network device having the other call forwarding destination (See pg. 10, paragraph [0154]).

18. In regards to claim 13, Brown discloses a network device, wherein the call processing module is further adapted to participate in a call forwarding of a first other call from a first other network device to a second other network device, the second other network device initiating a second other call to the network device, by: establishing a media path with the first other network device (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

19. In regards to claim 14, Brown discloses a network device, wherein the call processing module comprises an unconditional call forwarding option for enabling/disabling unconditional call forwarding, the call processing module being further adapted to: a) if the call was intended for the network device: if unconditional call forwarding is enabled, perform call forwarding on the incoming call (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

20. In regards to claim 15, Brown discloses a network device, wherein the network device is one of a terminal set, a packet based telephone, a video phone, a PC (Personal Computer), a PDA (Personal Digital Assistant), a soft phone, a wireless device, and a wireless telephone (See pg. 5, paragraph [0088]).

21. In regards to claim 16, Brown discloses a network device, wherein the network device is a VOIP (Voice over Internet Protocol) telephone (See pg. 5, paragraph [0088]).

22. In regards to claim 17, Brown discloses a network device (e.g., backup party/callee) adapted to receive an incoming call, the network device comprising: a call forwarding (e.g., transferring) function adapted to: if the incoming call was intended for an other network device (e.g., intended callee), look-up a call forwarding destination on behalf of the other network device, and initiate a connection with a network device having the call forwarding destination (See Abstract; pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

23. In regards to claim 18, Brown discloses a network device, wherein the call forwarding function is adapted to provide call forwarding information to another network device defined as a backup for the network device (See pg. 2, paragraph [0032]).

24. In regards to claim 19, Brown discloses a network device, wherein the network device is defined as a backup network device for the other network device (See pg. 2, paragraph [0032]).

25. In regards to claim 20, Brown discloses a network device, wherein the look-up is performed locally at the network device (See pg. 2, paragraph [0033]).

26. In regards to claim 21, Brown discloses a network device, comprising a call processing module adapted to process the incoming call, the processing module comprising the call forwarding function (See pg. 3-4, paragraph [0060] – [0061]).

27. In regards to claim 22, Brown discloses a network device, comprising: a user interface adapted to receive a user input enabling call forwarding, wherein responsive to the user input the call processing module is further adapted to deliver call forwarding functionality by, while call forwarding is enabled, upon receipt of the incoming call: if the

incoming call was intended for the network device, looking-up an other call forwarding destination and initiate a connection with a network device having the other call forwarding destination (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

28. In regards to claim 23, Brown discloses a network device, wherein the call forwarding function is adapted to send a message to a network device from which the incoming call originates, the message containing a reference to the network device having the call forwarding destination (See pg. 10, paragraph [0155] and pg. 10-11, paragraph [0165]).

29. In regards to claim 24, Brown discloses a network device, wherein the network device is one of a terminal set, a packet based telephone, a video phone, a PC (Personal Computer), a PDA (Personal Digital Assistant), a soft phone, a wireless device, and a wireless telephone (See pg. 5, paragraph [0088]).

30. In regards to claim 25, Brown discloses a network device, wherein the network device is a VoIP (Voice over Internet Protocol) telephone (See pg. 5, paragraph [0088]).

31. In regards to claim 26, Brown discloses a network device (e.g., backup party/callee) adapted to participate in call forwarding, the network device comprising: a call forwarding (e.g., transferring) function adapted to: for a call initiated with a first other network device (e.g., intended callee), if the first other network device cannot be reached: i) look-up a destination address for a second other network device; ii) initiate an other call to the second other network device; and iii) responsive to a receiving a first message from the second other network device containing a call forwarding destination,

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respond with a second message to a network device having the call forwarding destination for setting up another call, the call forwarding destination being obtained by the second other network device on behalf of the first network device (See Abstract; pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

32. In regards to claim 27, Brown discloses a network device, wherein the call forwarding function is further adapted to: for the call initiated with the first other network device, if the first other network device can be reached: responsive to a receiving a third message from the first other network device containing the call forwarding destination, send a fourth message to the network device having the call forwarding destination for setting up a call (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

33. In regards to claim 28, Brown discloses a network device (e.g., backup party/callee) adapted to participate in forwarding (e.g., transferring) of a call from the network device to a first other network device (e.g., intended callee), the network device comprising: a call forwarding function adapted to: responsive to a receiving a first message from a second other network device for replacing the call with another call with the second network device, establishing a media path with the second other network device (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

34. In regards to claim 29, Brown discloses a network device, wherein the call forwarding function is further adapted to: if the first other network device cannot be

reached: i) look-up a new destination address; ii) initiate a call with a network device having the new destination address; and iii) responsive to a receiving a first message from the network device having the new destination address, the first message containing a call forwarding destination, send a second message to a network device having the call forwarding destination for setting up a call, the call forwarding destination being obtained by the network device having the new destination address on behalf of the first network device (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

35. In regards to claim 30, Brown discloses a network device (e.g., backup party/callee) adapted to participate in call forwarding (e.g., transferring) of call from a first other network device to a second other network device, the second other network device initiating an other call to the network device, the network device comprising a call forwarding function adapted to: establish a media path with the first other network device (See pg. 10, paragraph [0154]).

36. In regards to claim 31, Brown discloses a system in a network comprising: a plurality of network devices each capable of accessing the network, each network device comprising a call forwarding function adapted to: a) as an original destination network device, upon receipt of a first call; i) look-up a call forwarding destination; and ii) provide destination information associated with the call forwarding destination of a network device from which the first call originates; and b) as an originator network device of a second call: responsive to receiving a message containing destination information of an other network device, establish a media path with the other network

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device (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

37. In regards to claim 32, Brown discloses a system, wherein for each network device the call forwarding function is adapted to: as the originator network device, the establishing a media path with the other network device comprises sending a message to the other network device containing a reference to the second call (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

38. In regards to claim 33, Brown discloses a system, wherein for each network device, as the original destination network device the call forwarding function is adapted to: if the first call is not intended for the network device, looking-up the call forwarding destination on behalf of an other network device for which the first call is intended (See pg. 10, paragraph [0154]).

39. In regards to claim 34, Brown discloses a system, wherein for each network device: c) as a forwarder network device of a third call from a first other network device to a second other network device, the second other network device initiating a fourth call to the network device, the call forwarding function is further adapted to: establish a media path with the first other network device (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

40. In regards to claim 35, Brown discloses a system, further comprising: a TTI (Thin Trunk Interface) having a call forwarding function adapted to provide local call

forwarding functionality as a forwarder of a call for a network devices external to the network (See pg. 2, paragraph [0033]).

41. In regards to claim 36, Brown discloses a system, further comprising: a TTI (Thin Trunk Interface) having a call forwarding function adapted to provide local call forwarding functionality as an originator of a call for a network devices external to the network (See pg. 2, paragraph [0033]).

42. In regards to claim 37, Brown discloses a system, wherein for each network device: the second call is to a first other network device and as the originator network device the call forwarding function is adapted to: if the first other network device cannot be reached, look-up an address for a second other network device and send a message to the second other network device for setting up a call with the second other network device (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

43. In regards to claim 38, Brown discloses a system, wherein each network device is one of a terminal set, a packet based telephone, a video phone, a PC (Personal Computer), a PDA (Personal Digital Assistant), a soft phone, a wireless device, and a wireless telephone (See pg. 5, paragraph [0088]).

44. In regards to claim 39, Brown discloses a system, wherein each network device is a VoIP (Voice over Internet Protocol) telephone (See pg. 5, paragraph [0088]).

45. In regards to claim 40, Brown discloses a system in a network comprising; a plurality of network devices each capable of accessing the network, each network device comprising a call forwarding function adapted to: a) as an original destination

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network device, upon receipt of a first call: i) look-up a call forwarding destination; and ii) send a first message to a network device having the call forwarding destination for setting up a call with the network device having the call forwarding destination; and b) as an originator network device of a second call: responsive to receiving a second message containing destination information of an other network device, establish a media path with the other network device (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

46. In regards to claim 41, Brown discloses a network device, wherein for each network device: as the original destination network device, the call forwarding function is adapted to send a third message to a network device from which the first call originates, the third message containing a reference to the network device having the call forwarding destination (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

47. In regards to claim 42, Brown discloses in a network device, a method comprising: responsive to receiving an incoming call from a first other network device: if the incoming call was intended for an other network device, looking-up a call forwarding destination on behalf of the other network device, and respond to the incoming call with the call forwarding destination (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

48. In regards to claim 43, Brown discloses an article of manufacture comprising: a computer usable medium having computer readable program code means embodied therein, the computer readable code means in the article of manufacture comprising:

computer readable code means for: in a network device, responsive receiving an incoming call: if the incoming call was intended for an other network device, looking-up a call forwarding destination on behalf of the other network device, and responding to the incoming call with the call forwarding destination (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

49. In regards to claim 44, Brown discloses an article of manufacture, wherein the computer readable code means in the article of manufacture further comprises computer readable means for providing call forwarding information to another network device defined as a backup for the network device (See pg. 2, paragraph [0032]).

50. In regards to claim 45, Brown discloses an article of manufacture, wherein the network device is defined as a backup network device for the other network device (See pg. 2, paragraph [0032]).

51. In regards to claim 46, Brown discloses an article of manufacture, wherein the computer readable code means in the article of manufacture further comprises computer readable means for performing the looking-up locally at the network device (See pg. 2, paragraph [0033]).

52. In regards to claim 47, Brown discloses an article of manufacture, wherein the computer readable code means in the article of manufacture further comprises computer readable means for: responsive to receiving a user input enabling call forwarding, delivering call forwarding functionality by, while call forwarding is enabled, upon receipt of the incoming call: if the incoming call was intended for the network device, looking-up an other call forwarding destination and responding to the incoming

call with the other call forwarding destination (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

53. In regards to claim 48, Brown discloses an article of manufacture, wherein the computer readable code means in the article of manufacture further comprises: computer readable means for initiating an other call to an other network device; and computer readable means for: responsive to receiving a first message in response to initiating the other call, the first message containing a first other call forwarding destination, sending a second message to a network having the first other call forwarding destination to set up a connection (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

54. In regards to claim 49, Brown discloses an article of manufacture according to claim 48 wherein the computer readable code means in the article of manufacture further comprises computer readable means for: if there is no response to the first message, looking-up a second other call forwarding destination and initiating a call to a network device having the second other call forwarding destination (See pg. 10, paragraph [0154]).

55. In regards to claim 50, Brown discloses an article of manufacture, wherein the computer readable code means in the article of manufacture further comprises computer readable means for participating in a call forwarding of a first other call from a first other network device to a second other network device, the second other network device initiating a second other call to the network device, by: establishing a media path with the first other network device (See pg. 2, paragraph [0032]; pg. 2, paragraph

[0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

56. In regards to claim 51, Brown disclose an article of manufacture, wherein the network device is one of a terminal set, a packet based telephone, a video phone, a PC (Personal Computer), a PDA (Personal Digital Assistant), a soft phone, a wireless device, and a wireless telephone (See pg. 5, paragraph [0088]).

57. In regards to claim 52, Brown discloses an article of manufacture, wherein the network device is a VoIP (Voice over Internet Protocol) telephone (See pg. 5, paragraph [0088]).

58. In regards to claim 53, Brown discloses an article of manufacture comprising: a computer usable medium having computer readable program code means embodied therein, the computer readable code means in the article of manufacture comprising: computer readable code means for: in a network device, responsive receiving an incoming call: if the incoming call was intended for an other network device, looking-up a call forwarding destination on behalf of the other network device, and initiating a connection with a network device having the call forwarding destination (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

59. In regards to claim 54, Brown discloses an article of manufacture, wherein the computer readable code means in the article of manufacture further comprises computer readable means for providing call forwarding information to another network device defined as a backup for the network device (See pg. 2, paragraph [0032]).

60. In regards to claim 55, Brown discloses an article of manufacture, wherein the

network device is defined as a backup network device for the other network device (See pg. 2, paragraph [0032]).

61. In regards to claim 56, Brown discloses an article of manufacture, wherein the computer readable code means in the article of manufacture further comprises computer readable means for performing the look-up locally at the network device (See pg. 2, paragraph [0033]).

62. In regards to claim 57, Brown discloses an article of manufacture, wherein the computer readable code means in the article of manufacture further comprises computer readable means for: responsive to a user input enabling call forwarding, delivering call forwarding functionality by, while call forwarding is enabled, upon receipt of the incoming call: if the incoming call was intended for the network device, looking-up an other call forwarding destination and initiate a connection with a network device having the other call forwarding destination (See pg. 2, paragraph [0032]; pg. 2, paragraph [0046]; pg. 9, paragraph [0143] – [0144]; and pg. 9, paragraph [0147]).

63. In regards to claim 58, Brown discloses an article of manufacture, wherein the network device is one of a terminal set, a packet based telephone, a video phone, a PC (Personal Computer), a PDA (Personal Digital Assistant), a soft phone, a wireless device, and a wireless telephone (See pg. 5, paragraph [0088]).

64. In regards to claim 59, Brown discloses an article of manufacture, wherein the network device is a VoIP (Voice over Internet Protocol) telephone (See pg. 5, paragraph [0088]).

Conclusion

65. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Brown et al. (US 7,072,457) teach transferring a call to a backup according to call context. Malik (US 6,327,356) teaches call forwarding on busy or no answer when call waiting is active.

66. Any inquiry concerning this communication or earlier communications from the examiner should be directed to THJUAN K. ADDY whose telephone number is (571)272-7486. The examiner can normally be reached on Mon-Fri 8:30-5:00pm.

67. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ahmad Matar can be reached on (571) 272-7488. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

68. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Thjuan K. Addy/

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Primary Examiner, Art Unit 2614